

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ilya Trakht
Serial No. : Not yet known
Filed : Herewith
For : DEVELOPMENT OF HUMAN MONOCLONAL ANTIBODIES
AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
January 23, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PRELIMINARY AMENDMENT

Please amend the subject application as follows.

In the Specification:

On page 1, line 5, insert -- This is a continuation of U.S. Serial No. 09/040,833, filed March 18, 1998, now allowed, the contents of which are hereby incorporated by reference. --

At page 3, lines 12-13, delete "accession number ____" and insert --Designation Number HB-12481--.

At page 9, line 13, delete "accession number ____" and insert -- Designation Number HB-12481. Heteromyeloma cell B6B11 was deposited on March 17, 1998 with the American Type Culture Collection (ATCC), 10801 University Boulevard, Manassas, Va, U.S.A. under the provisions of the Budapest Treaty for the

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International Recognition of the Deposit of Microorganism for the
Purposes of Patent Procedure.--

At page 9, line 19, delete "accession number ____" and insert --
Designation Number HB-12481--.

At page 9, line 26, delete "accession number ____" and insert --
Designation Number HB-12482--.

At page 9, line 26, after "HB-12482).", please insert --Trioma
cell MFP-2 was deposited on March 17, 1998 with the American
Type Culture Collection (ATCC), 10801 University Boulevard,
Manassas, Va, U.S.A. under the provisions of the Budapest Treaty
for the International Recognition of the Deposit of Microorganism
for the Purposes of Patent Procedure. MFP-2 was accorded ATCC
Designation Number HB-12482.--

At page 10, line 3, delete delete "accession number ____" and
insert --Designation Number HB-12482--.

At page 10, line 36, delete "accession number ____" and insert
--Designation Number HB-12481--.

At page 11, line 19, delete "accession number ____" and insert
--Designation Number HB-12482--.

At page 13, line 7, delete "accession number ____" and insert --
Designation Number HB-12482--.

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In the Claims:

Please cancel claims 3-7, 9-12, 40-46, 48-59 and 62-73 without prejudice to applicants' right to pursue the subject matter of these claims in a future continuation or divisional application.

In claim 1, line 14, please delete "accession number____" and insert — Designation Number HB-12481 --.

In claim 18, lines 17-18, please delete "accession number____" and insert — Designation Number HB-12481 --.

In claim 23, lines 2-3, please delete "accession number____" and insert — Designation Number HB-12482 --.

In claim 34, line 10, please delete "accession number____" and insert — Designation Number HB-12482 --.

REMARKS

Claims 1-73 were pending in the subject application. By this Amendment, applicants have canceled claims 3-7, 9-12, 40-46, 48-59 and 62-73. Accordingly, claims 1-2, 8, 13-39, 47, 61 and 62 are currently pending and under examination.

By this Amendment, applicants have amended the specification to recite the continuing data and add the ATCC designation numbers for the above-identified application. Applicants maintain that the amendments to the specification and claims 1, 18, 23 and 34

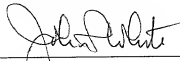
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raise no issue of new matter. Support for the amendment to the specification and claims 1, 18, 23 and 34 may be found in the ATCC Deposit Receipt attached hereto as **Exhibit A**. Applicants respectfully request that this Amendment be entered.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the \$472.00 filing fee, is deemed necessary in connection with the filing of this Preliminary Amendment. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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